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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ALASKA

RALPH KERMIT WINTERROWD, 2 ND)	
)	
Plaintiff,)	
)	
vs.)	
)	Case No.: 3:02-cv-00097-JKS
BRAD L. NELSON, ET AL.,)	
)	
Defendants.)	MOTION TO STRIKE
)	PLEADING

Defendants move to strike plaintiff Ralph Winterrowd's pleading entitled "Action on Official Bond under Alaska Statute 39.15 *et seq.*, Alaska Statute 22.20.1360 including Alaska Statutes 22.20 *et seq.* of Walt Monegan, Commissioner." While the purpose of this pleading is unclear, it is clear that it has no bearing on plaintiff's excessive force claim. This court has previously addressed Mr. Winterrowd's claims relating to bonds and oaths of office in its order dated August 23, 2004 at docket 65, p. 6 at n. 4. Among other things, the court noted that "AS 22.20.130 requires a Commissioner to be bonded but does not require the troopers themselves to be." This is a § 1983 civil rights action against

individual troopers. Winterrowd fails to explain the relevancy of a bond to his claims and fails to cite authority that troopers themselves are required to be officially bonded.

In sum, Mr. Winterrowd's pleading is confusing and irrelevant and defendants respectfully request that this court strike the pleading and any relief sought and instruct Mr. Winterrowd to refrain from filing pleadings relating to bonds.

DATED this 13th day of September, 2007, at Anchorage, Alaska.

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CERTIFICATE OF SERVICE

This is to certify that on this date,
a copy of the foregoing
MOTION TO STRIKE PLEADING
is being served via U.S. Mail on:

Ralph K. Winterrowd, 2nd
P.O. Box 877109
Wasilla, AK 99687
s/ Stephanie Galbraith Moore 9/13/07